

By: Talton

H.B. No. 3609

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to membership and service credit in the Employees  
3 Retirement System of Texas for certain retired employees.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 812.201, Government Code, is amended by  
6 amending Subsection (a) and adding Subsection (d) to read as  
7 follows:

8 (a) Except as provided by Subsection (c) or (d), a retiree  
9 may not rejoin the retirement system as a member of the class from  
10 which the person retired.

11 (d) A person who retired from the employee class of  
12 membership with more than 14 years of service credit and who, after  
13 retirement, resumed employment with a house of the legislature, not  
14 as an employee of an individual member, is entitled, on request to  
15 the retirement system, to resume membership in that class and  
16 receive service credit for the period served in that position after  
17 retirement. To receive the credit, the person is required to pay  
18 employee contributions, without interest, for the period of service  
19 after retirement. The contributions may be deducted from the  
20 person's annuity as recalculated under this subsection. This  
21 subsection does not apply to a person whose post-retirement service  
22 extends after January 1, 2007.

23 SECTION 2. This Act takes effect immediately if it receives  
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2007.